

03CO

Express Mail No.: EM 061 019 694 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Eisenbach-Schwartz et al.

Serial No.: 09/218,277

Group Art Unit: 1643

Filed: December 22, 1998

Examiner: To be assigned

For: ACTIVATED T-CELLS, NERVOUS
SYSTEM-SPECIFIC ANTIGENS AND
THEIR USES

Attorney Docket No.: 5763-029

**TRANSMITTAL OF VERIFIED STATEMENTS CLAIMING SMALL
ENTITY STATUS UNDER 37 C.F.R. §§ 1.9(f) and 1.27(c)
AND
REQUEST FOR REFUND UNDER 37 C.F.R. §§ 1.26 and 1.28(a)**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicants request that Small Entity Status be established and submit herewith a copy of an executed Verified Statement Claiming Small Entity Status for a Small Business Concern from Yeda Research and Development Co. Ltd. An official of Yeda Research and Development Co. Ltd. has confirmed that all the inventors are under obligation under contract or law to convey rights to Yeda Research and Development Co. Ltd. An Assignment will be submitted to the United States Patent and Trademark Office for recordation upon its execution.

Also enclosed is a copy of the Declaration of Trust that defines the relationship between Yeda Research and Development Co. Ltd. and The Weizmann Institute of Science. Based on this Declaration of Trust, it is believed that Yeda Research and Development Co. Ltd. is not an affiliate of the Weizmann Institute of Science within the




meaning of 37 CFR 1.9(d) and 13 CFR § 121.401 and that consequently the employees of the Weizmann Institute of Science are not employees of an affiliate of Yeda Research and Development Co. Ltd. Consequently, it is believed that Yeda Research and Development Co. Ltd., which has fewer than 500 employees, is a small business concern.

Also submitted is an original executed Verified Statement Claiming Small Entity Status for a Small Business Concern from Proneuron Biotechnologies which on information and belief is a licensee of certain rights in the above-identified application.

A filing fee of \$1,200.00 was timely paid on December 22, 1998, in connection with the above-identified application. Since the Verified Statements are being filed within two months (February 21, 1999 being a Sunday) of the date on which the full filing fee for the subject application was timely paid, it is believed that a refund of half the filing fee paid is due pursuant to 37 CFR §§ 1.26 and 1.28. Please refund the excess by depositing \$600.00 to Pennie & Edmonds LLP Deposit Account No. 16-1150. A copy of this sheet is enclosed.

Respectively submitted,

Date: February 22, 1999


Geraldine F. Baldwin 31,232
(Reg. No.)

PENNIE & EDMONDS LLP
1155 Avenue of the Americas
New York, N.Y. 10036
(212) 790-9090